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DRUCILLA COOPER

**UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

DRUCILLA COOPER,

Plaintiff,

v.

UNITED AIRLINES, Inc. and Does 1 through  
10,

Defendants.

**Case No.: 13-CV-02870-JSC**

**DECLARATION OF DOW W. PATTEN  
IN SUPPORT OF PLAINTIFF'S MOTION  
TO ENLARGE TIME PURSUANT TO  
CIVIL L.R. 6-3**

I, DOW W. PATTEN, declare and state as follows:

1. I am counsel of record for Plaintiff Drucilla Cooper in this matter, and have personal knowledge of the facts set forth herein; if called as a witness, I would testify competently thereto.
2. On March 24, 2015, Defendant filed its Bill of Costs in this matter. (Dkt. # 85).  
Plaintiff's Opposition is due today, April 7, 2015.
3. On March 31, 2015, Plaintiff attempted to meet and confer with Defendant regarding a number of disputed items, as required by Civil L.R. 54-2(b). However, the parties were unable to meet and confer because Defendant's counsel claimed that they did not have a meeting

1 arranged, and Plaintiff was unable to obtain a stipulation, based upon Plaintiff's counsel travel  
2 schedule.

3 4. Pursuant to Civil L.R. 6-3(a)(1), Plaintiff seeks a 14-day extension to permit more time  
4 for the parties to meet and confer sufficiently regarding items disputed in the Bill of Costs, and  
5 hopefully reduce or obviate the need for further motion practice in this matter.

6 5. Pursuant to Civil L.R. 6-3(a)(3), Plaintiff will suffer substantial harm if the Court does  
7 not change the deadline to object to Defendant's Bill of Costs, as a number of the cost items  
8 alleged therein are not permitted and/or unreasonable under case law or these Civil Local Rules  
9 and applicable case law. The extension of time permits the parties to attempt to seek partial  
10 informal resolution that will conserve judicial resources, and a declaration of Plaintiff's ability to  
11 pay such any allowable costs requires additional time, based upon Plaintiff's counsel's travel  
12 schedule.  
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14 6. Pursuant to Local Rule 6-3(a)(5), the parties stipulated to continue the Initial Pretrial  
15 Conference (Dkt. # 14), to extend the deadline to complete Court-ordered mediation twice (Dkt.  
16 # 24, 38), to extend the deadline for expert disclosures and discovery twice (Dkt. # 55, 64), and  
17 to extend the deadline for Plaintiff to file her First Amended Complaint. (Dkt. # 69). The Court  
18 *sua sponte* continued case management conferences twice. (Dkt. # 28, 40).  
19

20 7. Pursuant to Civil L.R. 6-3(a)(6), this enlargement of time will have no effect on the case  
21 schedule since this Court has already granted summary judgment to Defendant and entered  
22 judgment. (Dkt. # 83-84). Additionally, this extension will cause no apparent prejudice to  
23 Defendant.  
24

25 I declare under penalty of perjury under the laws of the United States of America that the  
26 foregoing is true and correct.  
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1 Dated: April 7, 2015

2  
3 /s/ Dow W. Patten  
4 DOW W. PATTEN  
5 Attorney for Plaintiff  
6 DRUCILLA COOPER  
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